IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 21ST NOVEMBER 2007 / 30TH KARTHIKA 1929

Bail Appl..No. 7135 of 2007

(CRIME NO. 331/2007 OF MANJESHWAR POLICE STATION)

PETITIONER/ACCUSED

1. SANKARAN, AGE 27/07 S/O.KADER,
PACHILAMPARA, UPPALA VILLAGE,
KASARAGOD.

2. RAJESH, AGE 28/07 S/O.ANKARA
NR.PACHILAMPARA TEMPLE, UPPALA VILLAGE,
KASARAGOD.

BY ADV. SRI.T.B.SHAJIMON

RESPONDENTS: COMPLAINANT

THE SUB INSPECTOR OF POLICE,
MANJESHWAR POLICE STATION,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. GIKKU JACOB

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 7135 of 2007

Dated this the 21st day of November, 2007

ORDER

Application for regular bail. The petitioners are accused 1 and 2. They face allegations in a crime registered for offences punishable, inter alia, under Sec.308 of the IPC. The alleged incident took place on 26/10/07. The petitioners were arrested on 27/10/07. They continue in custody from that date.

2. The allegation against the petitioners is that they threw stones at the bus causing damage to the tune of Rs.8,000/- for the bus. There is a further allegation that the stone thrown at the bus would have hit the driver of the bus. It is on that allegation that Sec.308 of the IPC has been included. The petitioners continue in custody from 27/10/07.

3. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioners can now be enlarged on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) The application is allowed.

(b) The petitioners shall be released on bail on the following terms and conditions:

(i) The petitioners shall execute bonds for Rs.50,000/- each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioners shall make themselves available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT, JUDGE)

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